

The Honorable Thomas S. Zilly

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

STRIKE 3 HOLDINGS, LLC, a Delaware corporation,

Case No. 2:17-cv-01731-TSZ

Plaintiff,

V.

JOHN DOE, subscriber assigned IP address
73.225.38.130,

**DECLARATION OF BRYAN J. CASE
IN SUPPORT OF STRIKE 3
HOLDINGS, LLC'S RESPONSE IN
OPPOSITION TO NON-PARTY SON
OF JOHN DOE'S MOTION TO QUASH
AND FOR PROTECTIVE ORDER**

Defendant.

I, Bryan J. Case, declare as follows:

1. I am one of the attorneys representing Strike 3 Holdings LLC (“Strike 3”) in the above-captioned matter. I am over the age of 18 and competent to testify about the matters set forth herein. I make this declaration based on personal knowledge.

2. Attached as **Exhibit A** is a true and correct copy of Defendant's Bates Index, dated March 18, 2019, which discloses nearly 100 electronic/computer devices at Defendant's house (Bates Nos. 10001-98)

3. Strike 3 retained a process server to attempt to serve another deposition subpoena on Defendant's son with a different deposition date. Since March 23, the process server has tried

1 to personally serve that subpoena and tender witness fees on Defendant's son, but has been
2 unsuccessful.

3 I declare under penalty of perjury under the laws of the State of Washington and the laws
4 of the United States of America that the foregoing is true and correct.

5 DATED this 1st day of April, 2019 at Seattle, Washington.
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8 *s/ Bryan J. Case*
9 Bryan J. Case, WSBA # 41781
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CERTIFICATE OF SERVICE

I hereby certify that I am a secretary at the law firm of Fox Rothschild, LLP in Seattle, WA. I am a U.S. citizen over the age of eighteen years and not a party to the within cause. On the date shown below, I caused to be served a true and correct copy of the foregoing on counsel of records as follows:

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Email: jcedmondson@edmolaw.com

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 - Via U.S. Mail
 - Via Messenger Delivery
 - Via Overnight Courier
 - Via Facsimile

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bterrell@terrellmarshall.com

- Via CM/ECF
 - Via U.S. Mail
 - Via Messenger Delivery
 - Via Overnight Courier
 - Via Facsimile

DATED this 1st day of April, 2019.

Courtney R. Tracy

EXHIBIT A

1 THE HONORABLE THOMAS S. ZILLY
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8 U.S. DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
10
11 STRIKE 3 HOLDINGS, LLC, a Delaware corporation,
12 Plaintiff,
13 vs.
14 JOHN DOE, subscriber assigned IP address 73.225.38.130,
15 Defendant.
16
17 JOHN DOE subscriber assigned IP address 73.225.38.130,
18 Counterclaimant,
19 vs.
20 STRIKE 3 HOLDINGS, LLC,
21 Counterdefendant.
22
23

NO. 2:17-cv-01731-TSZ

**DEFENDANT'S BATES INDEX
AND SERVICE OF DOCUMENTS**

24
25
26
Defendant hereby serves the following BATES index in response to Plaintiff's request for
production of documents. This index is provided as a reference and is not substantive part of
the production response. Bates 10001-10199 are computer equipment, devices, etc. that may be
inspected and copied at counsel's office subject to the objections and protective order.

Originals documents served on a USB (Bates 10200-10301) drive via mail. PDF
 Document Bates 10270-10282, 10301 is designated Attorney Eyes Only.

Several documents are graphic in nature.

BATES	Description	Brand/Model	Model	S/N
10001	Computer	Optiplex	GX270	HZHKF1
10002	Computer	Optiplex	GX270	BFJ5441
10003	Computer	Dell	DCNE	D1L0PD1
10004	Computer	Studio	XPS 8000	3MJNHK1
10005	Computer	HP Envy	810 PC series	MXX4320SDM
10006	Computer	HP Pavilion Elite	(HPE-240f)	4CE0221KSF
10007	Computer	OPTIPLEX 790		790 4TZWXV1
10008	Computer	OPTIPLEX 745		745 HZRQPC1
10009	Computer	OPTIPLEX		745 4F1YZC1
10010	Computer	OPTIPLEX 9020		9020 GMWFX12
10011	Computer	OPTIPLEX 9010		9010 20N39W1
10012	Computer	GATEWAY	831-GM	GA5561007728
10013	Computer	OPTIPLEX		960 JNLXTL1
10014	Computer	HP P6000	P6000	CNX92402sc
10015	Computer	Custom Built PC		none
10016	Computer	Gateway	DX4850-27E	PTGBL020010480!0286300
10017	Computer	Aspire	M5630	PSSA50X045744008Cf2
10018	Computer	HP	ELITE 8300	MXL2470D56
10019	Computer	HP	DX 2250	MXL73608d1
10020	Computer	Custom Built PC		none
10021	Computer	Dell	Dimension E31	CKHBW91
10022	Computer	Hard Drives NW		122545
10023	Computer	Shuttle	S113G	SG31G2SO-S00-13
10024	Computer	Dell	Inspiron 570	90G2SL1
10025	Computer	Lenovo	A1U	M5RGK73
10026	Computer	Dell	Inspiron DCMF	4GM2HH1
10027	Computer	Dell	T5500	32SB3L1
10028	Computer	Dell	Inspiron 660	DKDBNy1
10029	Computer	ASUS	CG Series	PRF 105090
10030	Laptop	Dell	PP07S	44HS981
10031	Laptop	Dell	PP18L	0T17570
10032	Laptop	Dell	Latitude E6520	6XSBR1
10033	Laptop	Dell	Latitude E6520	9M2C6R1
10034	Laptop	Dell	Latitude PP04X	669NJF1
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10036	Laptop	Dell	Latitude E6520	1H2C6R1
10037	Laptop	Dell	Latitude E6420	7CZZ6R1
10038	Laptop	Dell	PP31L	8039

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2	10040	Laptop	Dell	P02EE002	GKWWQHM1
3	10041	Laptop	Dell	P07E	9LCYKL1
4	10042	Laptop	Dell	P02E	9JR0RK1
5	10043	Laptop	Sony	PCG-8C3L	283626303717017
6	10044	Laptop	ASUS G72G	G27GX	9AN0AS86977944A
7	10045	Laptop	Lenovo 4151	R39Y39C25615	EB16835152
8	10046	Laptop	Acer E5-511	E5-511	NXMPKAA005434104423400
9	10047	Laptop	Fujitsu Lifebook	N6410	R6204104
10	10048	Laptop	Gateway	MS2370	NXY2ZAA019412080096600
11	10049	Laptop	Satelite	C655-S5212	5B426377Q
12	10050	Console	XBOX	Xbox 360 Conole	913756473305
13	10051	Laptop	Gateway	NAV50	LUWH20D0060035342C1601
14	10052	Router	VIZIO	XWR100	WGKOIEAL4302262
15	10053	Router	Linksys	RT31P2-VD	CH500E3H9553
16	10054	Hard Drive	WD	WD600	WMA9S1536850
17	10055	Hard Drive	Seagate	ST315005N1A1AS-RK	9VS1M9Z3
18	10056	Hard Drive	Maxtor	D740X-6L	11S24P3662ZJ1JN23SSZE
19	10057	Hard Drive	WD	WD1200	WMA8C2473896
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30	10068	Hard Drive	Seagate	Barracuda 7200.9	5PS2VQ5X
31	10069	Hard Drive	Fujitsu	MHZ2080BJ	K83AT8826CED
32	10070	Hard Drive	Seagate	Barracuda 7200.9	9LR0L87G
33	10071	Hard Drive	Hitachi	HDS721616PLA380	PVB330Z2S02MBH
34	10072	Hard Drive	Seagate	Momentus 7200.4	5VJ12EOL
35				Momentus Thin	
36	10073	Hard Drive	Seagate	250GB	W041YEMR
37	10074	Hard Drive	WD	WD1600	WCAL81049956
38	10075	Hard Drive	Seagate	Barracuda 7200.9	6PT1SH3
39	10076	Hard Drive	Seagate	Barracuda 7200.9	5ND3P6QH
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43	10080	Hard Drive	Hitachi	HDS721050CLA362	HN1A4SPA
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23	10300	Document	PDF
24	10301	Document	PDF
25	10302	Document	PDF

Respectfully submitted on March 18, 2019

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CERTIFICATE OF SERVICE

I, J. Curtis Edmondson, hereby certify that on March 18, 2019, I mailed this document and the referenced documents on USB (bates 10200-10302) the foregoing to the following:

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